

Applicant(s): Scott I. Klein and Bruce F. Molino
Application No.: 09/903,813
Page 2

Docket No. A1158 US DIV 1

REMARKS

Consideration of this reply, which is responsive to the Official Action mailed February 19, 2002 is respectfully requested. Claims 20-23 have been restricted between two subgenera defined by the Examiner. The first subgenera is the compounds of the pending claims, wherein substituent variable G' is OR¹. The second subgenera is the compounds of the pending claims, wherein substituent variable G' is whatever the claims permit, other than OR¹.

The restriction requirement, presented pursuant to 37 C.F.R. §1.121, required restriction to one of two assertively distinct inventions set forth in two groups of claims, namely:

- I. The compounds of claims 20-23, limited to the first subgenera; and
- II. The compounds of claims 20 and 21 limited to the second subgenera.

Applicants hereby elect the compounds of Group II for prosecution in the present application. The Examiner indicated that consideration would be given to rejoining the non-elected group in the event the elected group is found to be novel. Applicants reserve the right to file a Divisional Application on any non-elected subject matter that is not restored to the application.

The Examiner also required the election of a single disclosed species for prosecution on the merits. Applicants hereby elect the compound of claim 20, wherein X is hydrogen, B is cyclohexyl, p is 3 and P₂ is a carboxylic acid protecting group. If a more specific species is required for P₂, Applicants elect a benzyl group. For the remaining groups, Applicants elect cyclohexylmethyl for F' and hydroxymethyl for G'.

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Page 3

The Examiner is requested to telephone the undersigned if anything has been overlooked in this response to the restriction requirement. Otherwise, a favorable action on the merits is respectfully requested. If there are any additional charges in connection with this response, the Examiner is authorized to charge Applicants' Deposit Account No. 18-1982 therefor.

Respectfully submitted,

Dated: April 19, 2002


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